

**NOTICE OF APPLICATION  
FOR  
AIR QUALITY CONSTRUCTION PERMIT**

The South Dakota Department of Environment and Natural Resources (DENR) received and reviewed the application for an air quality construction permit for the following applicant:

**APPLICANT NAME:**       **Kolberg-Pioneer, Inc**

**FACILITY LOCATION:**   **Yankton, South Dakota**

The air quality construction permit will allow the construction and operation of the following processes and units:

1. 2012 Allta-Hypertherm HPR-260 Hi-Def plasma burn table with emissions controlled by a 2011 Donaldson Torit baghouse

A review of the application indicates Kolberg-Pioneer can construct and operate the plasma burn table in compliance with South Dakota's Air Pollution Control rules and the federal Clean Air Act. DENR, therefore, recommends the Board of Minerals and Environment issue a construction permit to Kolberg-Pioneer with conditions to ensure compliance with South Dakota Codified Laws (SDCL) 34A-1 and the federal Clean Air Act.

In accordance with the Administrative Rules of South Dakota (ARSD) 74:36:20:11, any person desiring to comment on DENR's draft permit conditions must submit written comments to the address below within thirty days of this public notice. Comments may be directed to the following mailing address: Keith Gestring PMB 2020; Department of Environment and Natural Resources; 523 East Capitol; Pierre, South Dakota 57501. DENR will consider and address all comments submitted and issue a final permit decision pursuant to ARSD 74:36:20:13. DENR will notify the applicant and each person that requested notice or submitted written comments of DENR's final permit decision, including notification of any changes to the permit based on the comments.

Any person desiring to contest the issuance of this permit and have a contested case hearing must file a petition, which complies with ARSD 74:09:01:01. This petition must be filed either within thirty days of this public notice or, if that person submits comments on DENR's draft permit pursuant to the paragraph above, within thirty days of receiving notice of DENR's final permit decision. Upon receipt of a petition, DENR will schedule this matter for a contested case hearing before the Board of Minerals and Environment.

If no comments or objections are received within thirty days of this public notice, the draft permit becomes the final permit decision and the permit will be issued.

Copies of DENR's draft permit conditions and other information may be obtained from Keith Gestring, Engineer II, at the above address or telephone at (605) 677-6165 or from DENR's website at:

<http://denr.sd.gov/des/aq/aapubnot.aspx>

A handwritten signature in black ink, appearing to read 'S. Pirner', with a horizontal line extending to the right.

Steven M. Pirner, Secretary  
Department of Environment and Natural Resources

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